

## **ORDINANCE 18-17**

To Amend Chapter 6 Of The 2001 Revised Code Of The City Of Dalton, Georgia Captioned “Alcoholic Beverages”; By Striking, Repealing And Deleting Section 6-18 Captioned “Hours Of Sale Of Alcoholic Beverages For Consumption On The Premises” In Its Entirety And Substituting In Lieu Thereof A New Section 6-18 Captioned “Hours Of Sale Of Alcoholic Beverages For Consumption On The Premises”; To Provide For The Repeal Of Conflicting Ordinances; To Provide For Severability; And For Other Purposes.

**BE IT ORDAINED** by the Mayor and Council of the City of Dalton and by the authority of the same, **IT IS HEREBY ORDAINED**, as follows:

### **Section 1.**

Amend Chapter 6 of the 2001 Revised Code of the City of Dalton, Georgia, captioned “Alcoholic Beverages” by striking, repealing and deleting Section 6-18 captioned “Hours of sale of alcoholic beverages for consumption on the premises” in its entirety and substituting in lieu thereof a new Section 6-18 captioned “Hours of sale of alcoholic beverages for consumption on the premises” which shall read as follows:

#### **Sec. 6-18. Hours and sale of alcoholic beverages for consumption on the premises.**

Unless state laws and regulations hereafter provide otherwise, alcoholic beverages for consumption on the premises may be sold Monday through Saturday from 8:00 a.m. to 2:55 a.m. the following day. Properly licensed eating establishments which derive at least 50 percent of their annual gross income from the sale of food, establishments that rent rooms for overnight lodging, micro-breweries and micro-distilleries may sell alcoholic beverages for consumption on the premises on Sunday from 11:00 a.m. to 12:00 Midnight. Provided, however, if New Year’s Day, January 1, of any year falls on a Monday, then such establishments may sell or serve alcoholic beverages by the drink between the hours of 12:01 a.m. and 2:00 a.m. on New Year’s Day.

### **Section 2.**

This Ordinance shall be effective upon the posting of this Ordinance in two (2) public places in the City of Dalton for five (5) consecutive days following its enactment by the Mayor and Council, the public health, safety, and welfare requiring it.

### **Section 3.**

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

#### **Section 4.**

It is hereby declared to be the intention of the Mayor and Council of the City of Dalton that the section, paragraphs, sentences, clauses and phrases of this Ordinance are severable and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional or otherwise invalid by a court of competent jurisdiction such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance.

**SO ORDAINED** this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

The foregoing Ordinance received its first reading on \_\_\_\_\_ and a second reading on \_\_\_\_\_. Upon second reading a motion for passage of the ordinance was made by Alderman \_\_\_\_\_, second by Alderman \_\_\_\_\_ and upon the question the vote is \_\_\_\_ ayes, \_\_\_\_ nays and the Ordinance is adopted.

ATTEST:

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CITY CLERK

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MAYOR

A true copy of the foregoing Ordinance has been published in two public places within the City of Dalton for five (5) consecutive days following passage of the above-referenced Ordinance as of \_\_\_\_\_.

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CITY CLERK, CITY OF DALTON